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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/800,393

03/12/2004

Michael Naimark

345288017US

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05/01/2009

PERKINS COIE LLP

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EXAMINER

ABEL JALIL, NEVEEN

ART UNIT

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MAIL DATE

DELIVERY MODE

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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte MICHAEL NAIMARK,
AVIV BERGMAN, EMILY WEIL,
IGNAZIO MORESCO
and
BALDO FAIETA

Application No. 10/800,393
Technology Center 2100

Mailed: May 1, 2009

Before PAMELA S. BENNETT, *Review Team Paralegal*.
BENNETT, *Review Team Paralegal*.

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received by the Board of Patent Appeals and Interferences on April 21, 2009. A review of the application revealed that it is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner to address the following matter requiring attention prior to docketing.

REQUEST FOR WITHDRAWAL OF APPEAL

Appellants filed a Request for Withdrawal of Appeal dated March 26, 2009. There is no indication on the record that the Examiner has considered the above Request for Withdrawal of Appeal.

CONCLUSION

Accordingly, it is ORDERED that the application is returned to the Examiner:

- 1) to consider the Request for Withdrawal of Appeal filed March 26, 2009 as required; and
- 2) for such further action as may be appropriate.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

PSB

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